



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 08.01.2020

CORAM:

**THE HONOURABLE MR.JUSTICE M.DURAI SWAMY
and
THE HONOURABLE MR.JUSTICE T.RAVINDRAN**

W.P. (MD) No.328 of 2020

and

W.M.P. (MD) Nos.242 & 245 of 2020

G.Gopalakrishnan

... Petitioner

-vs-

- 1.The District Collector
Madurai District
Madurai
- 2.The Commissioner
Madurai City Municipal Corporation
Madurai-625 002
- 3.Additional Director
Land Survey and Records Department
Survey House
Chepauk
Chennai-600 006
- 4.Revenue Divisional Officer
Madurai
- 5.The Assistant Director
District Land Survey & Records
Madurai
- 6.The Assistant Commissioner
Zone-2
Madurai City Municipal Corporation
Madurai-625 007
- 7.The Tahsildar
Madurai North Taluk
Madurai District



8.M.Shajahan

9.Sankaran

10.K.A.Shanmugam

11.M/s.Solaimalai Automobiles Pvt. Ltd.,
Rep.by its Director K.Karthikeyan
No.28/5B, Melur Road, Uthangudi
Madurai-107

12.S.P.Sonaisamy

13.Adilingam

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of certiorarified mandamus calling for the records relating to the impugned order of the first respondent dated 15.12.2019 vide Ref.No.Na.Ka.No.18358/2014/J3 and quash the same.

For Petitioner : Ms.N.Krishnaveni, Senior Counsel
for Mr.P.Thiyagarajan

For Respondents : Mr.V.R.Shanmuganathan
Special Government Pleader
for R1, R3 to R5 & R7

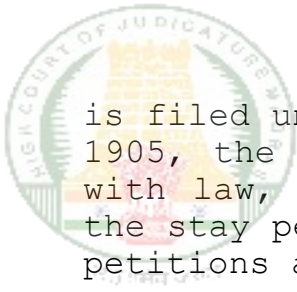
Mr.T.S.Mohammed Mohideen for R2 & R6

O R D E R

[Order of the Court was made by M.DURAI SWAMY, J.]

Ms.N.Krishnaveni, learned Senior Counsel appearing for Mr.P.Thiyagarajan, learned counsel on record for the petitioner, seeks permission of this Court to withdraw the writ petition with liberty to file a revision before the Government under Section 10-A of the Tamil Nadu Land Encroachment Act, 1905. Further, the learned Senior Counsel submitted that till the filing of the revision before the Government, an order of *status quo* may be granted, for which Mr.V.R.Shanmuganathan, learned Special Government Pleader, who takes notice for the respondents 1, 3, 4, 5 and 7 has no objection. The learned counsel for the petitioner has also made an endorsement to that effect.

2. In view of the above, the writ petition is dismissed as withdrawn with liberty as prayed for. The petitioner is granted two weeks time from the date of receipt of a copy of this order to file a revision as stated above and till the filing of the revision, the respondents are directed to maintain *status quo*. If stay petition



is filed under Section 10-B of the Tamil Nadu Land Encroachment Act, 1905, the Revisional Authority shall decide the same in accordance with law, within a period of two weeks from the date of filing of the stay petition. No costs. Consequently, connected miscellaneous petitions are closed.

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Sd/-

Assistant Registrar (AD-I)

// True Copy //

/ /2020

Sub Assistant Registrar(CS)

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To:

- 1.The District Collector,
Madurai District,
Madurai.
- 2.The Additional Director,
Land Survey and Records Department,
Survey House,
Chepauk, Chennai-600 006.
- 3.The Revenue Divisional Officer,
Madurai.
- 4.The Assistant Director,
District Land Survey & Records,
Madurai.
- 5.The Tahsildar,
Madurai North Taluk,
Madurai District.

+1 CC to M/s.T.S.MOHAMED MOHIDEEN, Advocate (SR-843[F] dated 08/01/2020)

+1 CC to M/s.P.THIYAGARAJAN, Advocate (SR-902[F] dated 08/01/2020)

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JMN(08.01.2020) 3P : 8C